

The Honorable Ricardo S. Martinez

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

RING & PINION SERVICE, INC.,)	
)	
Plaintiff,)	No. 2:09-cv-00586-RSM
)	
v.)	DECLARATION OF BENJAMIN
)	J. BYER IN SUPPORT OF ARB'S
ARB CORPORATION LTD.,)	MOTION FOR SUMMARY
)	JUDGMENT
Defendant.)	
)	

I, Benjamin J. Byer, declare as follows:

1. I am an attorney with Davis Wright Tremaine LLP and am one of the attorneys of record for defendant ARB Corporation Ltd. ("ARB") in this action. I have personal knowledge of the matters herein.

2. Attached hereto as **Exhibit A** is a true and correct copy of U.S. Patent No. 5,591,098, entitled "Locking Differential."

3. Attached hereto as **Exhibit B** is a true and correct copy of R&P's Non-Infringement Contentions dated November 23, 2009.

4. Attached hereto as **Exhibit C** is a true and correct copy of ARB's Second Supplemental Infringement Contentions dated June 29, 2011.

5. Attached hereto as **Exhibit D** is a true and correct copy of R&P's Supplemental Non-Infringement Contentions dated June 15, 2011.

DECLARATION OF BENJAMIN J. BYER — 1
(2:09-cv-00586-RSM)
DWT 18587601v1 0089988-000001

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CERTIFICATE OF SERVICE

I hereby certify that on the 21st day of November, 2011, I electronically filed the foregoing with the court using the CM/ECF system and I caused to be served a true and correct copy of the following document(s) by the method indicated below and addressed as follows:

DECLARATION OF BENJAMIN J. BYER IN SUPPORT OF ARB'S MOTION FOR SUMMARY JUDGMENT

Lawrence D. Graham	<input type="checkbox"/> U.S. Mail
David A. Lowe	<input type="checkbox"/> Hand Delivery
Lowe Graham Jones	<input type="checkbox"/> Overnight Mail
701 Fifth Avenue, Suite 4800	<input type="checkbox"/> Facsimile
Seattle, WA 98104-7009	<input checked="" type="checkbox"/> CM/ECF Notification
Tel: (206) 381-3300	<input checked="" type="checkbox"/> Email
Fax: (206) 381-3301	
Email: graham@lowegrahamjones.com	
Email: lowe@lowegrahamjones.com	

DATED this 21st day of November, 2011, 2011.

s/Benjamin J. Byer
Benjamin J. Byer